

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

ANDREW CORZO, SIA HENRY, ALEXANDER LEO-  
GUERRA, MICHAEL MAERLENDER, BRANDON  
PIYEVSKY, BENJAMIN SHUMATE, BRITTANY  
TATIANA WEAVER, and CAMERON WILLIAMS,  
individually and on behalf of all others similarly situated,

Plaintiffs,

v.

BROWN UNIVERSITY, CALIFORNIA INSTITUTE  
OF TECHNOLOGY, UNIVERSITY OF CHICAGO,  
THE TRUSTEES OF COLUMBIA UNIVERSITY IN  
THE CITY OF NEW YORK, CORNELL  
UNIVERSITY, TRUSTEES OF DARTMOUTH  
COLLEGE, DUKE UNIVERSITY, EMORY  
UNIVERSITY, GEORGETOWN UNIVERSITY, THE  
JOHNS HOPKINS UNIVERSITY, MASSACHUSETTS  
INSTITUTE OF TECHNOLOGY, NORTHWESTERN  
UNIVERSITY, UNIVERSITY OF NOTRE DAME DU  
LAC, THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA, WILLIAM MARSH RICE  
UNIVERSITY, VANDERBILT UNIVERSITY, and  
YALE UNIVERSITY,

Defendants.

**Case No. 1:22-cv-00125**

**Hon. Matthew F. Kennelly**

**JOINT STATUS REPORT  
November 19, 2024**

**I. JOINT STATEMENT OF RELEVANT ISSUES**

**A. Page Limits for *Daubert* and Class Certification Motions**

Pursuant to this Court's Order on October 22, 2024 (ECF No. 742), the parties have agreed to propose the following page limits for *Daubert* and class certification motions:

- *Daubert*
  - 25 pages for opening briefs;
  - 25 pages for the opposition briefs;
  - 15 pages for the reply briefs.
- Class Certification
  - 50 pages for the opening brief;
  - 60 pages for the opposition brief;
  - 35 pages for the reply brief.

**B. Proposed Modification to *Daubert* and Class Certification Briefing Schedule**

Defendants respectfully request that the Court modify the current Case Management Order (ECF No. 544) to provide the Parties with an additional month to respond to *Daubert* motions and the motion for class certification. The parties have met and conferred, and Plaintiffs do not oppose this request.

*Daubert* motions and the motion for class certification currently are due on December 16, 2024, and opposition briefs are due on January 16, 2024. This schedule was set after Plaintiffs sought and received an extension of fact discovery, which had the effect of extending all deadlines in the original Case Management Order (ECF No. 194) by 49 days (ECF No. 544). Defendants now request a modest one-month extension to allow adequate time to prepare their responsive filings and to obtain all necessary client approvals, which would be very challenging under the

current schedule given the late-December and early-January holiday period. The proposed one-month extension also would provide Defendants approximately the same amount of time to prepare their class certification opposition brief as Plaintiffs presently have to prepare their class certification reply brief.

Under Defendants' proposed modified schedule, the deadlines for *Daubert* and class certification briefing would change as follows:

<u>EVENT</u>	<u>CURRENT DEADLINE</u>	<u>PROPOSED DEADLINE</u>
<i>Daubert</i> Motions	December 16, 2024	Unchanged
Motion for Class Certification	December 16, 2024	Unchanged
<i>Daubert</i> Oppositions	January 13, 2025	February 13, 2025
Class Certification Opposition	January 13, 2025	February 13, 2025
<i>Daubert</i> Replies	February 18, 2025	March 18, 2025
Class Certification Reply	March 7, 2025	April 7, 2025

Other deadlines in the current Case Management Order (ECF No. 544) would remain unchanged.

For the foregoing reasons, Defendants respectfully request the Court to adopt the unopposed modified schedule above.

### **C. Status Conference**

Unless the Court would like to address any issues, the parties suggest that the November 26, 2024 status conference be cancelled.

Dated: November 19, 2024

By: /s/ Edward J. Normand  
Devin "Vel" Freedman  
Edward J. Normand  
Richard Cipolla  
Joseph Delich  
Peter Bach-y-Rita  
FREEDMAN NORMAND  
FRIEDLAND LLP  
10 Grand Central  
155 E. 44<sup>th</sup> Street, Suite 905  
New York, NY 10017  
Tel.: 646-350-0527  
vel@fnf.law  
tnormand@fnf.law  
rcipolla@fnf.law  
jdelich@fnf.law  
pbachyrita@fnf.law

Ivy Ngo  
FREEDMAN NORMAND  
FRIEDLAND LLP  
1 SE 3d Avenue, Suite 1240  
Miami, FL 33131  
Tel: 786-924-2900  
ingo@fnf.law

/s/ Robert D. Gilbert  
Robert D. Gilbert  
Elpidio Villarreal  
Robert S. Raymar  
David Copeland  
Natasha Zaslove  
GILBERT LITIGATORS &  
COUNSELORS, P.C.  
11 Broadway, Suite 615  
New York, NY 10004  
Phone: (646) 448-5269  
rgilbert@gilbertlitigators.com  
pdvillarreal@gilbertlitigators.com  
rraymar@gilbertlitigators.com  
dcopeland@gilbertlitigators.com  
nzaslove@gilbertlitigators.com

/s/ Eric L. Cramer

Respectfully Submitted,

By: /s/ Deepti Bansal  
Deepti Bansal  
Alexander J. Kasner  
COOLEY LLP  
1299 Pennsylvania Avenue, NW  
Suite 700  
Washington, DC 20004-2400  
Tel.: 202-728-7027  
dbansal@cooley.com  
akasner@cooley.com

Matthew Kutcher  
COOLEY LLP  
110 N. Wacker Drive  
Chicago, IL 60606  
Tel.: 312-881-6500  
mkutcher@cooley.com

*Counsel for Defendant California Institute of  
Technology*

By: /s/ Norman Armstrong  
Norman Armstrong  
KIRKLAND & ELLIS LLP  
1301 Pennsylvania Avenue, NW  
Washington, D.C. 20004  
Tel.: 202-389-3180  
norman.armstrong@kirkland.com

Emily T. Chen  
KIRKLAND & ELLIS LLP  
601 Lexington Avenue  
New York, NY 10022  
Tel.: 212-341-7458  
emily.chen@kirkland.com

Daniel E. Laytin  
KIRKLAND & ELLIS LLP  
300 N La Salle Dr.  
Chicago, IL 60654  
Tel.: 312-862-2000  
daniel.laytin@kirkland.com

Eric L. Cramer  
Ellen T. Noteware  
David Langer  
Jeremy Gradwohl  
BERGER MONTAGUE PC  
1818 Market Street, Suite 3600  
Philadelphia, PA 19103  
Tel.: 215-875-3000  
ecramer@bm.net  
enoteware@bm.net  
dlanger@bm.net  
jgradwohl@bm.net

Richard Schwartz  
BERGER MONTAGUE PC  
1720 W Division  
Chicago, IL 60622  
Tel: 773-257-0255  
rschwartz@bm.net

Daniel J. Walker  
Robert E. Litan  
Hope Brinn  
BERGER MONTAGUE PC  
1001 G Street, NW, Suite 400 East  
Washington, DC 20001  
Tel.: 202-559-9745  
rlitan@bm.net  
dwalker@bm.net  
hbrinn@bm.net

*Counsel for Plaintiffs*

*Counsel for Defendant Cornell University*

By: /s/ Britt M. Miller  
Britt M. Miller  
Daniel T. Fenske  
MAYER BROWN LLP  
71 South Wacker Drive  
Chicago, IL 60606  
Tel.: 312-783-0600  
bmiller@mayerbrown.com  
dfenske@mayerbrown.com

*Counsel for Defendant Georgetown University*

By: /s/ Jeffrey J. Bushofsky  
Jeffrey J. Bushofsky  
ROPES & GRAY LLP  
191 North Wacker Drive 32nd Floor  
Chicago, IL 60606-4302  
Tel.: 312-845-1200  
jeffrey.bushofsky@ropesgray.com

Chong S. Park  
Samer M. Musallam  
ROPES & GRAY LLP  
2099 Pennsylvania Avenue, NW  
Washington, DC 20006-6807  
Tel.: 202-508-4600  
chong.park@ropesgray.com  
samer.musallam@ropesgray.com

*Counsel for Defendant Johns Hopkins University*

By: /s/ Jan Rybnicek  
Eric Mahr  
Jan Rybnicek  
Daphne Lin  
FRESHFIELDS US LLP  
700 13th Street, NW  
Washington, DC 20005  
Tel.: 202-777-4500  
eric.mahr@freshfields.com  
jan.rybnicek@freshfields.com  
daphne.lin@freshfields.com

*Counsel for Defendant Massachusetts Institute  
of Technology*

By: /s/ Robert A. Van Kirk

Robert A. Van Kirk  
Jonathan B. Pitt  
Sarah F. Kirkpatrick  
Matthew D. Heins  
Cole T. Wintheiser  
WILLIAMS & CONNOLLY LLP  
680 Maine Avenue SW  
Washington, D.C. 20024  
Tel.: 202-434-5000  
rvankirk@wc.com  
skirkpatrick@wc.com  
jpitt@wc.com  
mheins@wc.com  
cwintheiser@wc.com

James Peter Fieweger  
MICHAEL BEST & FRIEDRICH LLP  
444 West Lake Street  
Suite 3200  
Chicago, IL 60606  
Tel.: 312-222-0800  
jpfieweger@michaelbest.com

*Counsel for Defendant University of Notre  
Dame du Lac*

By: /s/ Seth Waxman

Seth Waxman  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
2100 Pennsylvania Avenue NW  
Washington, DC 20037  
Tel.: 202-663-6800  
seth.waxman@wilmerhale.com

David Gringer  
Alan Schoenfeld  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007

Tel.: 212-937-7294  
david.gringer@wilmerhale.com  
alan.schoenfeld@wilmerhale.com

Daniel Martin Feeney  
Edward W. Feldman  
MILLER SHAKMAN LEVINE & FELDMAN  
LLP  
30 West Monroe Street  
19th Floor  
Chicago, IL 60601  
Tel.: 312-263-3700  
dfeeney@millershakman.com  
efeldman@millershakman.com

*Counsel for Defendant The Trustees of the  
University of Pennsylvania*